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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO. 408 OF 2003

DR. AMBEDKAR VIDYARTHI VASTI GRUHA AND SHIKSHAN MANDAL & ORS. .. PETITIONER

Versus

RAMESH R. AHIRRAO & ORS. .. RESPONDENTS

Mr. S. D. Rupawate for petitioners

Mr. Mihir Desai for R-1

Mr. M. H. Solkar, AGP

CORAM:-DR. D.Y. CHANDRACHUD, J.

DATED:- 7/7/2006

P.C.

. Rule, returnable forthwith. By consent of counsel and at the request of counsel that the petition be disposed of with certain directions, the following order is passed:

(1) Without the expression of any opinion by this court on the merits of the rival claims and contentions of the parties and to facilitate a fresh determination by the School Tribunal, the impugned order dated 30th March, 2001 passed in Appeal No. NSK-15/98 is quashed and set aside;

(2) Appeal No. NSK-15/98 is restored to the file of the School Tribunal, Nashik;

(3) Parties would be at liberty to make any interim application before the Tribunal for the grant of interlocutory relief and in the event that any application is made, the Tribunal will consider it in accordance with law after hearing the parties.

(4) Parties shall appear before the Tribunal for receiving directions on 24/7/06;

(5) The Tribunal shall endeavour expeditious disposal of the appeal preferrably within a period of six months from the date on which the Tribunal
is moved. Petition is accordingly disposed of.

2. In view of the disposal of the petition, nothing survives in Civil Application No. 1391 of 2006 and it is accordingly disposed of.